

KAYE, SCHOLER, FIERMAN, HAYS & HANDLER, LLP

A NEW YORK LIMITED LIABILITY PARTNERSHIP

901 FIFTEENTH STREET, N.W.  
WASHINGTON, D.C. 20005-2327

425 PARK AVENUE  
NEW YORK, NY 10022-3598  
(212) 836-8000  
FAX (212) 836-8689

(202) 682-3500

FAX (202) 682-3580

NINE QUEEN'S ROAD CENTRAL  
HONG KONG  
852-2845-8989  
FAX 852-2845-3682

1999 AVENUE OF THE STARS  
LOS ANGELES, CA 90067-6048  
(310) 788-1000  
FAX (310) 788-1200

WRITER'S DIRECT DIAL NUMBER

October 7, 1996

William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

RECEIVED

OCT - 7 1996

Federal Communications Commission  
Office of Secretary

Re: MM Docket No. 96-171

DOCKET FILE COPY ORIGINAL

Dear Mr. Caton:

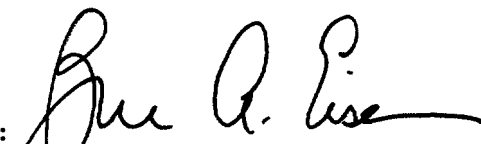
On behalf of New West Broadcasting Systems, Inc., there is transmitted herewith and filed an original and four copies of its "Support of Counterproposal and Comments to Notice of Proposed Rulemaking and Orders to Show Cause".

Should there be any questions concerning the enclosure, kindly communicate directly with the undersigned counsel.

Very truly yours,

KAYE, SCHOLER, FIERMAN, HAYS  
& HANDLER, LLP

By:

  
Bruce A. Eisen

Enclosure

BEFORE THE  
**Federal Communications Commission**

WASHINGTON, D.C. 20554

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OCT - 7 1996

In the Matter of

Federal Communications Commission  
Office of Secretary

Amendment of Section 73.202(b)

) MM Docket No. 96-171

Table of Allotments

) RM-8846

FM Broadcast Stations

)

(Indian Springs, Nevada; Mountain Pass,

)

California; Kingman, Arizona; and

)

St. George, Utah)

)

TO: Chief, Allocations Branch  
Mass Media Bureau

**SUPPORT OF COUNTERPROPOSAL AND COMMENTS TO**  
**NOTICE OF PROPOSED RULEMAKING**  
**AND ORDERS TO SHOW CAUSE**

New West Broadcasting Systems, Inc. ("New West"), licensee of station KGMN(FM) at Kingman, Arizona, by its attorneys and pursuant to Section 1.87 of the Commission's rules, hereby responds to the Notice of Proposed Rulemaking and Orders to Show Cause, DA 96-171, released August 16, 1996 which, inter alia, proposed the modification of the KGMN(FM) license to specify operation on Channel 261C2, rather than on existing channel 260C2.

New West opposes the modification of its license to operate on a new channel and hereby incorporates by reference the technical showing submitted on behalf of KHWY, L.P. ("KHWY"), licensee of Station KHYZ(FM) at Mountain Pass, California. As shown in the KHWY Comments, Counterproposal and Response to Order

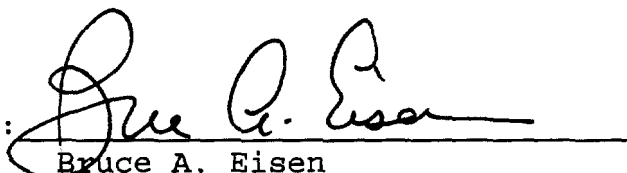
to Show Cause, the Commission's proposal to provide service to the area surrounding Indian Springs, Nevada can be achieved by the allotment of either Channel 272C or Channel 276C, rather than Channel 257C to that community. It is only the latter allotment which would require the substitution of Channel 261C2 at Kingman. The counterproposal supported by KHWY's technical showing would still result in significant white area coverage from station KPXC(FM) at Indian Springs without the attendant burden of channel changes at Kingman and other communities.

In light of the foregoing, the Commission should adopt the technical solution counterproposed by KHWY, and in so doing, preclude the modification of the KGMN(FM) license.

Respectfully submitted,

NEW WEST BROADCASTING SYSTEMS, INC.

By:

A handwritten signature in black ink, appearing to read "Bruce A. Eisen", written over a horizontal line.

Bruce A. Eisen  
Its Attorney

KAYE, SCHOLER, FIERMAN,  
HAYS & HANDLER, LLP  
901 15th Street, N.W.  
Suite 1100  
Washington, D.C. 20005  
(202) 682-3538

October 7, 1996

CERTIFICATE OF SERVICE

I, Toni R. Daluge, a secretary in the law firm of Kaye, Scholer, Fierman, Hays & Handler, LLP, do hereby certify that on this 7th day of October, 1996, a copy of the foregoing "Support of Counterproposal and Comments to Notice of Proposed Rulemaking and Orders to Show Cause" was sent to the following:

Henry E. Crawford, Esq.  
1150 Connecticut Ave, N.W.  
Suite 900  
Washington, D.C. 20036

Jerrold Miller, Esq.  
Miller & Miller  
P. O. Box 33003  
Washington, D.C. 20033

Marissa Repp, Esq.  
Hogan & Hartson, LLP  
555 13th Street, N.W.  
Washington, D.C. 20004

Leslie K. Shapiro, Esq. \*  
Mass Media Bureau  
Federal Communications Commission  
Room 8313  
2025 M Street, N.W.  
Washington, D.C. 20554

  
Toni R. Daluge

\* via Hand Delivery